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Post Office Box 9010    Addison, Texas 75001-9010    5300 Belt Line Road    (972) 450-7000  
FAX (972) 450-7043

## AGENDA

### REGULAR MEETING OF THE CITY COUNCIL

JANUARY 27, 2004

7:30 P.M.

COUNCIL CHAMBERS

5300 BELT LINE ROAD

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### REGULAR SESSION

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Item #R1 –      Consideration of Old Business

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Item #R2 –      Consent Agenda

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## **CONSENT AGENDA**

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#2a – Approval of the Minutes for the December 11, 2003 and January 13, 2004 Council Meetings.

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Item #R3 - Appointment of a member to the Planning and Zoning Commission.

Administrative Comment:

Carol Doepfner's second term on the Planning and Zoning Commission will expire on February 8, 2004. Ms. Doepfner was appointed by Councilmember Ways. The appointment now belongs to Councilmember Hirsch.

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Item #R4 – Consideration of an Ordinance approving an amendment to an existing Special Use Permit for a restaurant and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, located at 4801 Belt Line Road, Pei Wei Asian Diner, on application from Albert-Addison LLC, represented by Mr. Bob Borson of Birnbaum Magadini Architects.

Attachments:

1. Memorandum from Carmen Moran
2. Docket Map
3. Staff Report
4. Plans

The Planning and Zoning Commission Findings:

The Addison Planning and Zoning Commission, meeting in regular session on December 11, 2003, voted to recommend approval of the amendment to an existing Special Use Permit request for a restaurant, and an amendment to an existing Special Use Permit for the sale of alcohol for on-premises consumption, on application from Albert-Addison LLC, subject to the following conditions:

1. The applicant shall submit a revised landscaping plan for approval by the Parks Director prior to the issuance of a building permit. (This has been done.)
2. The screening fence on the north side of the building shall be made of solid metal or stucco panels. The Building Official shall have final approval over the appearance of the fence.
3. The restaurant shall not use the term "bar", "tavern", or any equivalent terms or graphic depictions that relate to alcoholic beverages, in exterior signs.
4. If the electrical demand for the building increases over what is currently provided, the electrical service will have to be placed underground.

Voting Aye: Bernstein, Braun, Doepfner, Herrick, Jandura  
Voting Nay: None  
Absent: Benjet

Administrative Recommendation:

This item was tabled from the January 13, 2004 Council Meeting.  
Administration recommends approval.

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Item #R5 – **PUBLIC HEARING** and consideration of a Resolution approving a joint application with Dallas County and surrounding cities for consideration of funding through the Federal Juvenile Accountability Block Grant Program (JABG) and waiving the Town's right to file an individual application.

Attachments:

1. Council Agenda Item Overview
2. Resolution

Administrative Recommendation:

Administration recommends approval.

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Item #R6 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$48,630.26 with Toshiba America Information Systems, Inc. for the purchase of 23 tablet PC's.

Attachments:

1. Council Agenda Item Overview
2. Contract
3. Bid Sheet

Administrative Recommendation:

Administration recommends approval.

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Item #R7 – Consideration of a Resolution approving the purchase of a 0.0790 acre temporary construction easement and approving the fee simple purchase of a 0.1934 acre tract of land for permanent right-of-way, both tracts generally located at 4455 Belt Line Road, and approving a contract for said purchases.



Attachments:

1. Council Agenda Item Overview
2. Resolution
3. Contract

Administrative Recommendation:

Administration recommends approval.

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Item #R8 – Consideration of a Resolution approving the purchase of a 0.041 acre easement in a tract of land generally located at 15180 Addison Road, Outback Steakhouse, for street right-of-way and other public purposes, and approving an easement agreement for said purchase.

Attachments:

1. Council Agenda Item Overview
2. Resolution
3. Agreement

Administrative Recommendation:

Administration recommends approval.

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**EXECUTIVE SESSION**

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Item #ES1 – Closed (executive) session of the City Council, pursuant to Section 551.071 of the Texas Government Code to consult with its attorney to seek advice regarding certain pending litigation, to wit: Transcontinental Realty Investors, Inc., et al. v. The Town of Addison, Texas, et al., Civil Action No. 3:03-CV-2132L, US District Court, Northern District of Texas, Dallas Division.

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Item #ES2 – Closed (executive) session of the City Council, pursuant to Section 551.071 of the Texas Government Code to consult with its attorney to seek advice regarding proposed settlement in *Town of Addison, Texas v. Absolute Systems, LTD. et al*, Cause No. CC-03-01967-B, Dallas County, Texas.

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**REGULAR SESSION**

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Item #R9 – Consideration of accepting proposed settlement in *Town of Addison, Texas v. Absolute Systems, LTD. et al*, Cause No. CC-03-01967-B, Dallas County, Texas.

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Adjourn Meeting

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Posted 5:00 p.m.  
January 22, 2004  
Carmen Moran  
City Secretary

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**THE TOWN OF ADDISON IS ACCESSIBLE TO PERSONS  
WITH DISABILITIES. PLEASE CALL (972) 450-2819 AT LEAST  
48 HOURS IN ADVANCE IF YOU NEED ASSISTANCE.**